

09-22-04

Gay 3653
Pfw

RICHARD E. JENKINS

September 21, 2004

JEFFREY L. WILSON

ARLES A. TAYLOR, JR.

GREGORY A. HUNT

E. ERIC MILLS

BENTLEY J. OLIVE

MICHAEL J. CROWLEY

*CHRIS PERKINS, PH.D.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**JAMES DALY IV, PH.D.

JEFFREY CHILDERS, PH.D.

OF COUNSEL
SOROJINI BISWAS

Re: U.S. Patent Application Serial No. 10/085,357 for
SYSTEM AND METHOD FOR MONITORING GROUPED
RESOURCES
MWE Ref. No. 63288-317; JWT Ref. No. 1174/146

Sir:

Please find enclosed in connection with the subject U.S. patent application the following documents:

1. An Amendment Transmittal Form (2 pages);
2. An Amendment C (47 pages);
3. A return-receipt postcard to be returned to us with the U.S. Patent and Trademark Office filing stamp thereon; and
4. A Certificate of Express Mail No.: EV478024685US.

Commissioner for Patents
September 21, 2004
Page 2

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

A handwritten signature in black ink, appearing to read "JL. Wilson", written in a cursive style.

Jeffrey L. Wilson
Registration No. 36,058
Customer No: 25297

1174/146

JLW/alb

Enclosures



Patitioner's Docket No. 1174/146

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David A. Meckes, James S. Lee, Jr. and Richard Roscioli

Application No.: 10/085,357

Group No.: 3653

Filed: 02/28/2002

Examiner: Kohner, Matthew

For: SYSTEM AND METHOD FOR MONITORING GROUPED RESOURCES

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

□ with sufficient postage as first class mail.


37 C.F.R. § 1.10*

■ as "Express Mail Post Office to Addressee"

Mailing Label No. EV478024685US (mandatory)

TRANSMISSION

□ facsimile transmitted to the Patent and Trademark Office, (703) _____


Signature

Date: September 21, 2004

Angela L. Boyd

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

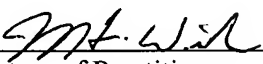
4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDIT. FEE	
TOTAL	46	— 46	= 0	x	\$ 18.00	= \$	0.00
INDEP.	21	— 21	= 0	x	\$ 86.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$ 0.00	= \$	0.00
TOTAL						ADDIT. FEE	\$ 0.00

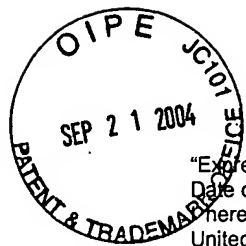
No additional fee for claims is required.

Date: 9-21-04

Reg. No.: 36,058
Tel. No.: 919-493-8000
Customer No.: 25297



Signature of Practitioner
Jeffrey L. Wilson
Jenkins, Wilson & Taylor, P.A.
Suite 1400 Univeristy Tower
3100 Tower Boulevard
Durham, NC 27707



"Express Mail" mailing number: EV478024685US

Date of Deposit September 21, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Angela L. Boyd
Angela L. Boyd

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Meckes et al.

Group Art Unit: 3653

Serial No.: 10/085,357

Examiner: Kohner, Matthew J.

Filed: February 28, 2002

Docket No.: MWE 63288-317
(JWT 1174/146)

Confirmation No.: 6603

For: SYSTEM AND METHOD FOR MONITORING GROUPED RESOURCES

AMENDMENT C

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action dated June 22, 2004, for which a shortened statutory period for reply is September 22, 2004. Favorable consideration is respectfully requested in view of the following Amendments and Remarks.